

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA**

FIREMAN'S FUND,

Plaintiff,

vs.

**STRUCTURAL SYSTEMS
TECHNOLOGY, INC.,**

Defendant.

8:03CV341

ORDER

**STRUCTURAL SYSTEMS
TECHNOLOGY, INC.,**

Plaintiff,

vs.

**NATIONAL FIRE & MARINE
INSURANCE COMPANY, et al.,**

Defendants.

8:04CV194

ORDER

This matter comes before the court on a Motion filed by the plaintiff, Fireman's Fund, seeking an extension of time (Filing No. 87 in Case No. 8:03CV341 and Filing No. 160 in Case No. 8:04CV194). The plaintiff seeks additional time to file an appeal of the judgment in Case No. 8:03CV341, by either clarifying the September 22, 2004 order consolidating the cases for all purposes or by granting an extension. Upon consideration,

IT IS ORDERED:

Fireman's Fund's motion (Filing No. 87 in Case No. 8:03CV341 and Filing No. 160 in Case No. 8:04CV194) is granted. The above captioned matters were consolidated for all purposes and the Rule 59 and Rule 60 Motions filed by Duhamel Broadcasting Enterprises and Great American E&S Insurance Company tolls Fireman's Fund's appeal deadline in Case No. 8:03CV341 and Case No. 8:04CV194 in accordance with F.R.A.P. 4(a)(4)(A).

Dated this 27th day of April, 2006.

BY THE COURT:

s/ Thomas D. Thalken
United States Magistrate Judge